IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 934 of 1983

Ranjit Singh Virk .. Plaintiff

versus

M/s.Souvenir Enterprises .. Defendant

...

Mr.M.M. Desai i/b Desai & Desai & Co. for the plaintiff.

Mr.C.D. Patel i/b Ranjit & Co. for the defendant.

CORAM : D.G. KARNIK, J

DATED : 1st July 2005.

P.C.

1. Learned counsel for the defendant reports no instructions stating that the papers have been taken back by the defendant. The defendant has not filed the written statement for a period of more than 20 years. Suit is only for recovery of money. In the circumstances, suit of the plaintiff is decreed under Order 8 Rule 10 of the Code of Civil Procedure as per prayer clause with modification

that rate of interest would at 9 % p.a. from the date of the suit till payment.

D.G. KARNIK, J